

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

ENTRI LLC

Plaintiff,
vs.

GODADDY.COM, LLC

Defendant.

Case: 1:24-cv-00569-AJT-WEF

JOINT DISCOVERY PLAN

Pursuant to Fed. R. Civ. P. 26(f), counsel for the parties conferred via videoconference on August 12, 2024, with follow-up communications via email. As a result of that conference and subsequent discussions, the parties respectfully submit this joint discovery plan.

Initial Disclosures

The parties will exchange initial disclosures, in the form required by Fed. R. Civ. P. 26(a), on August 26, 2024, subject to their continuing duty to supplement.

Limitations on Discovery

The parties have agreed to abide, in the first instance, by Fed. R. Civ. P. 30(a)(2)(A)(i)'s limitation of 10 depositions per party and the limitation of 30 interrogatories per party set in this Court's July 31, 2024 Scheduling Order (Doc. 49) ("Scheduling Order"), subject to the reserved right of any party to timely seek leave of Court to take additional depositions or serve additional interrogatories. The parties request that the Court expand the limit of 5 non-party, non-expert witness depositions set forth in the Scheduling Order to 10 non-party, non-expert witness depositions. The parties believe such an expansion is warranted given the nature of the allegations and claims at issue in this action.

Schedule for Discovery

The parties propose the following schedule, consistent with this Court's Scheduling Order:

Event	Due Date
Parties file Proposed Protective Order and Joint Motion for Order Governing Production of Electronically Stored Information	August 19, 2024
Substantial Completion of Document Production	October 15, 2024
Disclosure of Experts under Fed. R. Civ. P. 26(a)(2) for any claim on which the serving party has the burden of proof, including any report required by Fed. R. Civ. P. 26(a)(2)(B)	November 8, 2024
Disclosure of Rebuttal Experts and Reports	December 4, 2024
Conclusion of Discovery	December 13, 2024

Schedule of Other Pretrial Events

The parties request that the Court modify the requirement in the Scheduling Order to file exhibit and witness lists on December 19, 2024, instead postponing that requirement to a later date. The parties propose that one week in advance of the Final Pretrial Conference, scheduled for December 19, 2024, the parties will submit a pretrial schedule to the Court covering the following events: (1) submission of motions pursuant to Fed. R. Civ. P. 56 and Fed. R. Evid. 702, with attendant briefing schedule; (2) submission of motions *in limine* and requests for related relief; (3) submission of witness and exhibit lists, and related pretrial filings (including jury instructions and pretrial briefs if desired); and (4) trial.

Discovery of Electronically Stored Information

The parties are negotiating a Joint Motion for Order Governing Production of Electronically Stored Information and will file that motion and proposed order by August 19, 2024.

Protective Order

The parties are negotiating a Joint Motion for Protective Order and will file that motion and proposed order by August 19, 2024.

Methods of Service

The parties have consented to service via email to all counsel of record of any papers that are required to be served but that are not automatically served via the Court's electronic filing system.

Potential for Prompt Settlement/Resolution

The parties do not believe there is a realistic prospective of early resolution of this case but anticipate revisiting this issue once substantial fact discovery has been completed.

Trial Before the Magistrate Judge

The parties do not consent to trial before the magistrate judge in this action.

Dated: August 14, 2024

/s/ Nicholas J. Giles

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Respectfully submitted,

/s/ Douglas J. Dixon

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Counsel for Defendant GoDaddy.com, LLC

CERTIFICATE OF SERVICE

I certify that on the 14th day of August, 2024, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which sends an electronic copy of the foregoing to all counsel of record in this case.

/s/ Joshua D. Wade